

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**July 24, 2000**

## DIVISION ONE

B132155      ECC Construction, Inc.  
v.  
Ganson et al.

Filed order modifying opinion. (No change in the judgment)

B129259      Morrow, Scuria, Golenor & Salisbury      (Not for Publication)  
v.  
Rapaport et al.

The judgment entered in favor of Rapaport and Nethery on November 16, 1998, is affirmed.

Ortega, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

B130136      Weisman      (Not for Publication)  
v.  
Jon Douglas Company et al.

We affirm the summary judgment. JDC and Wells are awarded costs.

Ortega, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

DIVISION THREE

B136000      People  
v.  
Lyles

(Not for Publication)

The judgment is affirmed.

Klein, P.J.

We concur:   Kitching, J.  
                      Aldrich, J.

B134815 People (Not for Publication)  
v.  
Diaz

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.  
Croskey, J.

B139208 People (Not for Publication)  
v.  
Romero

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.  
Kitching, J.

### DIVISION THREE (Continued)

[illegible]

The judgment (order granting probation) is affirmed.

Aldrich, J.

We concur: Klein, P.J.  
Kitching, J.

B139516 People (Not for Publication)  
v.  
James P.

The appeal is dismissed.

Klein, P.J.

We concur:   Croskey, J.  
                      Aldrich, J.

B124291 People (Not for Publication)  
v.  
Spitzer et al.

The matter is remanded as to each appellant for resentencing in accordance with the views expressed herein, and in all other respects the judgments are affirmed. George Spitzer's petition for writ of habeas corpus is denied.

Klein, P.J.

We concur:   Croskey, J.  
                      Kitching, J.

### DIVISION THREE (Continued)

B131307 People (Not for Publication)  
v.  
Avendano

The judgment is affirmed.

Klein, P.J.

We concur:   Croskey, J.  
                      Kitching, J.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and Jim Guzman, Deputy Clerk.

Each of the following:

B132074 People v. Rodriguez  
B132973 People v. Caples  
B136962 People v. Marshall and Trevino  
B136173 D.C.F.S. v. Gilbert  
B134678 D.C.F.S. v. Diana S.  
B138272 D.C.F.S. v. Cindy P.  
B132824 Washington v. Polyfoam Packers Corporation  
B131564 Seyler v. City of Lancaster  
B135017 People v. Blanc  
B136902 D.C.F.S. v. Ana M.  
B134765 Lawanda M.  
B136116 D.C.F.S. v. Olympio  
B127629 Bongiovonni v. Biddlecomb  
B127241 People v. Hekima, Williams and Guyton  
B131269 People v. Cortez

Argument waived, cause submitted.

DIVISION FOUR (Continued)

B124733     Brown  
              v.  
              Inouye

Merits:

Argued by Brian Brown for appellant and by Robert S. Inouye for respondent. Cause submitted.

B133439     Roe and Chee  
              v.  
              Chicago Title Insurance Company

Merits:

Argued by Kenneth J. Aran for appellant and by John P. Blumberg for respondents. Cause submitted.

B131271     Groom  
              v.  
              Health Net

Merits:

Argued by Peter O. Israel for appellants and by Jeffrey Isaac Ehrlich for respondent. Cause submitted.

B131974     Zolniekiewicz  
              v.  
              Biesemeyer Manufacturing Company

Merits:

Argued by Nikki Tolt for appellant and by Bruce Palumbo for respondent. Cause submitted.

DIVISION FOUR (Continued)

B134407     Zamrripa  
              v.  
              Moukabaa

Merits:

Argued by Richard P. Siref for appellant and by B. Eric Nelson and Joseph R. Zamora for respondents. Cause submitted.

B121021     Winter  
              v.  
              DC Comics

Merits:

Argued by Vincent H. Chieffo for appellants and by Michael Bergman for respondents. Cause submitted.

Court in recess.

Court reconvened at 1:30 P.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and Jim Guzman, Deputy Clerk.

B133558     Singer  
              v.  
              Singer

Merits:

Argued by Judith Jordan Wells for appellant and by Annette Singer for respondent. Cause submitted.

B138269     Los Angeles County, D.C.F.S.  
              v.  
              Cynthia R. and Cheryl K.

Merits:

Argued by Janette Freeman Cochran and Harry Zimmerman for appellants and by Judith A. German for respondent. Cause submitted.

DIVISION FOUR (Continued)

B131535     Grober  
                 v.  
                 Turner

Merits:  
Argued by Steven Sandler for appellants and by Robert M. Anderson for respondents. Cause submitted.

B138014     Lepage  
                 v.  
                 Storage USA

Merits:  
Argued by Robert A. Curtis for appellant and by Donald V. Smiley for respondent. Cause submitted.

B128738     People  
                 v.  
                 Hampton

Merits:  
Argued by Gregory L. Rickard for appellant and by Ronald A. Jakob for respondent. Cause submitted.

B121917     Simon  
                 v.  
                 San Palolo U. S. Holding Company

Merits:  
Argued by Beth Ann R. Young for appellant and by Mitchell B. Ludwig for respondent. Cause submitted.

DIVISION FOUR (Continued)

B140372      Knisley  
v.  
Workers Compensation Appeals Board  
Fremont Compensation Insurance, Respondent

Merits:

Argued by Franklin R. Knisley for appellant and by Bonita A. Edelberg for respondent. Cause submitted.

Court adjourned.

B128355      Duran      (Not for Publication)  
v.  
Kirtland & Packard

The judgment is affirmed.

Curry, J.

We concur: Epstein, Acting P.J.  
Hastings, J.

B128377      Alan                                  (Not for Publication)  
v.  
American Honda Motor Company, Inc.

The order of dismissal and order denying appellant's ex parte application are reversed. Appellant is awarded his costs.

Curry, J.

We concur: Epstein, Acting P.J.  
Hastings, J.



DIVISION SEVEN

B133240 Aman

v.

Park Wellington Owners' Association

Petition for rehearing denied by operation of law.